

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

UNITED STATES OF AMERICA) Case No. 1:23-cr-24
)
v.) Judge Atchley
)
) Magistrate Judge Lee
RASHAD LINDSAY)
)
)

ORDER

Magistrate Judge Susan K. Lee filed a report and recommendation recommending that the Court: (1) grant Defendant's motion to withdraw his not guilty plea as to Count One, Count Two, Count Three, Count Four, and Count Five of the five-count Indictment; (2) accept Defendant's guilty plea as to Count One, Count Two, Count Three, Count Four, and Count Five of the Indictment; (3) adjudicate the Defendant guilty of Count One, Count Two, Count Three, Count Four, and Count Five of the Indictment; (4) order that Defendant remain in custody until sentencing in this matter [Doc. 42]. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with Magistrate Judge Lee's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [Doc. 42] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's motion to withdraw his not guilty plea as to Count One, Count Two, Count Three, Count Four, and Count Five of the Indictment is **GRANTED**;

2. Defendant's plea of guilty to Count One, Count Two, Count Three, Count Four, and Count Five of the Indictment is **ACCEPTED**;
3. Defendant is hereby **ADJUDGED** guilty of Count One, Count Two, Count Three, Count Four, and Count Five of the Indictment; and
4. Defendant **SHALL REMAIN** in custody until sentencing in this matter, which is scheduled to take place on **January 25, 2024, at 2:00 p.m. [EASTERN]** before the undersigned.

SO ORDERED.

s/ *Charles E. Atchley, Jr.*

CHARLES E. ATCHLEY, JR.
UNITED STATES DISTRICT JUDGE